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5 Attorneys for Defendants  
*Sheriff Lombardo, Bonnie Polley;*  
6 *Corrections Officer Robert Garvey; and*  
*the Las Vegas Metropolitan Police Department*

7  
8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

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11 DONELL BRYANT,  
12 Plaintiff,  
13 vs.

14 KITCHEN MANAGER JOHN DOE;  
15 BONNIE POLLEY; OFFICER GARVEY,  
16 BADGE NO. 9250; SHERIFF LOMBARDO;  
17 LAS VEGAS METROPOLITIAN POLICE  
DEPARTMENT, DETENTION SERVICES  
DIVISION, THE STATE OF NEVADA EX  
REL, ALL.

18 Defendants.

CASE NO. 2:16-cv-1584-APG-VCF

**MOTION TO EXTEND DISPOSITIVE  
MOTIONS DEADLINE**

**(FIRST REQUEST)**

19 Defendants Sheriff Joseph Lombardo, Bonnie Polley, Corrections Officer Robert Garvey  
20 and the Las Vegas Metropolitan Police Department, by and through their attorneys, Robert W.  
21 Freeman, Esq., of LEWIS BRISBOIS BISGAARD & SMITH, respectfully request this Court to  
22 issue an Order extending the deadlines to file dispositive motions in this case.

23 **MEMORANDUM IN SUPPORT**

24 Pursuant to Local Rules (LR) 2604, LR6-1 and LR 26-1, Defendants, by and through their  
25 attorneys, Lewis Brisbois Bisgaard & Smith LLP, hereby moves that this Court to extend the  
26 deadline to file dispositive motions in the above-captioned case 30 days up to and including  
27 Thursday, June 7, 2018.

28 Local Rule (LR) 2604 provides that applications to extend any date set by the discovery

1 plan, scheduling order or other order must, in addition to satisfying the requirements of LR6-1, be  
2 supported by showing of good cause for the extension.

3 LR26-1 also requires that an application for the extension of a deadline must be received  
4 by the court no later than 21 days before extension of the subject deadline.

5 LR6-1 provides the “(a) request made after the expiration of the specified period shall not  
6 be granted unless the moving party, attorney or other person demonstrates the failure to act as a  
7 result of excusable neglect.”

8 In addition Defendants request that the pretrial motion deadline be extended for an  
9 additional 30 days as outlined herein. In support of this Motion Defendants state as follows:

10 All discovery in this matter has been completed and discovery is closed.

11 This Request for an extension of time is not sought for any improper purpose or other  
12 purpose of delay. This request for extension is based upon the following:

13 Counsel for Defendants has been preparing for trials both scheduled to commence on May  
14 7, 2018 in *Kathryn Kingham vs. State Farm Mutual Automobile Insurance Company*, 2:15-cv-  
15 01555-APG-GWF, and in *Austin Stephan vs. State Farm Mutual Automobile Insurance Company*,  
16 CV16-01846. Both cases have recently scheduled, however, significant time was spent over the  
17 past sixty days preparing for the trials. In addition counsel for defendants is preparing appellate  
18 reply briefings in *City of North Las Vegas adv. Mitchell*, 17-16552 and *Weathers v. Clark County*  
19 *Detention Center*, et al, 17-17074. Finally, counsel has been out of town attending to a family  
20 matter.

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1 WHEREFORE, Defendants respectfully request that this Court extend the time for the  
2 parties to file their dispositive motions by thirty (30) days from the current deadline of May 8,  
3 2018 up to and including June 7, 2018.

4 DATED this 26<sup>th</sup> day of April, 2018.

5 LEWIS BRISBOIS BISGAARD & SMITH LLP

6 /s/ Robert W. Freeman

7 Robert W. Freeman, Esq.

8 Nevada Bar No. 3062

9 6385 S. Rainbow Blvd, Suite 600

10 Las Vegas, Nevada 89118

11 Attorneys for Defendants

12 Dispositive Motions must be filed on or before June 7, 2018.

13 Joint Pretrial Order must be filed on or before July 9, 2018.

14 If dispositive motions are filed, the deadline for filing the joint pretrial order will  
15 be suspended until 30 days after decision on the dispositive motions or further  
16 court order.

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18 IT IS SO ORDERED.

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20 UNITED STATES MAGISTRATE JUDGE

21 DATED: 5-7-2018

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 26<sup>th</sup> day of April, 2018, I electronically filed the **MOTION TO EXTEND DISPOSITIVE MOTIONS DEADLINE** with the Clerk of the Court through the Case Management/Electronic Filing System.

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY that on the 26<sup>th</sup> day of April, 2018, I served a true and correct copy of the foregoing **MOTION TO EXTEND DISPOSITIVE MOTIONS DEADLINE** by depositing a copy of same in the United States Mail at Las Vegas, Nevada postage fully prepaid, addressed to:

Donell Gerod Bryant  
# 67983  
Southern Desert Correctional Center  
P.O. Box 208  
Indian Springs, Nevada 89070  
*Plaintiff in Proper Person*

/s/ Kristen Freeman  
Employee of LEWIS BRISBOIS  
BISGAARD & SMITH LLP